



AF/CJW
PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No. 02-312-G (600.041))

In re the Application of:)
Vargeese et al.)
Serial No: 10/780,447)
Filed: April 30, 2003)
For: Conjugates and Compositions for)
Cellular Delivery)

) Group Art Unit: 1623
Examiner: Eric Olsen
Confirmation No.: 2130

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final decision of the examiner. In particular, Applicant appeals claims 5-6, 15-16, and 20-21 pending in the above-identified patent application.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff LLP

Dated: January 16, 2008

By: Stephen H. Docter
Stephen H. Docter
Reg. No. 44,659



PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No. 02-312-G (600.041))

In re the Application of:

Vargeese et al.

Serial No: 10/780,447

Filed: April 30, 2003

For: Conjugates and Compositions for
Cellular Delivery

) Group Art Unit: 1623

) Examiner: Eric Olsen

) Confirmation No.: 2130

RESPONSE TO THE OFFICE ACTION MAILED JULY 13, 2007

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final decision of the examiner. In particular, Applicant appeals claims 5-6, 15-16, and 20-21 pending in the above-identified patent application.

Please charge the \$510.00 fee for filing a Notice of Appeal under 37 C.F.R. § 41.31(a), pursuant to 37 C.F.R. § 41.20(b), and any additional fees or credit any overpayment to Deposit Account No. 210765.

01/23/2008 SLUANG1 00000024 210765 10780447
01 FC:1401 510.00 DA

Void date: 01/23/2008 SLUANG1
01/23/2008 SLUANG1 00000024 210765 10780447
01 FC:1401 510.00 CR

Dated: January 14, 2008

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

By:

Stephen H. Docter
Reg. No. 44,659



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/780,447
Filing Date	February 13, 2004
First Named Inventor	Vargeese et al
Art Unit	1623
Examiner Name	Eric Olsen
Attorney Docket Number	02-312-G

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD. Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): - Return Receipt Post Card - Request to Re-Enter Notice of Appeal
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	McDonnell Boehnen Hulbert & Berghoff LLP		
Signature			
Printed name	Stephen H. Docter		
Date	January 16, 2008	Reg. No.	44-659

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature			
Typed or printed name	Stephen H. Docter	Date	January 16, 2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No. 02-312-G (600.041))

In re the Application of:)
Vargeese et al.)
Serial No: 10/780,447)
Filed: April 30, 2003)
For: Conjugates and Compositions for)
Cellular Delivery)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

REQUEST TO RE-ENTER NOTICE OF APPEAL

Sir:

Applicant hereby requests that the attached Notice of Appeal be entered in place of the previous Notice of Appeal. The previous Notice of Appeal was timely filed on January 14, 2008, but included an incorrect title of "Response to the Office Action Mailed July 13, 2007", as well as the correct title of "Notice of Appeal". The attached Notice of Appeal corrects this error.

Applicant believes no fee is due with this Request, however if they are, kindly charge them to Deposit Account No. 210765.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff LLP

Dated: January 16, 2008

By: Stephen H. Docter
Stephen H. Docter
Reg. No. 44,659